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6 Attorneys for Defendant
MARKEL AMERICAN INSURANCE COMPANY
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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
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11 LENSRAFTERS, INC.; and EYEXAM OF
CALIFORNIA, INC.,

12 Plaintiffs,
13

14 vs.

15 LIBERTY MUTUAL FIRE INSURANCE
COMPANY; EXECUTIVE RISK
SPECIALTY INSURANCE COMPANY;
16 UNITED STATES FIRE INSURANCE
COMPANY; MARKEL AMERICAN
17 INSURANCE COMPANY; and
WESTCHESTER FIRE INSURANCE
18 COMPANY,
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Defendants.
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21 AND RELATED CROSS ACTIONS

CASE No. CV-07-2853 SBA

**STIPULATION AND PROPOSED
ORDER**

22 WHEREAS, on July 31, 2008, Defendant and Counter-Claimant United States Fire
23 Insurance Company ("U.S. Fire") filed an Answer and Counterclaim responding to the
24 Counterclaim of Defendant and Counter-Claimant Markel American Insurance Company
25 ("Markel");

26 WHEREAS, Markel's response to U.S. Fire's Counterclaim was due on August 20, 2008
27 and extended to September 19, 2008 by stipulation between the parties and ordered by this
28 Court; and

1 WHEREAS Markel has requested and U.S. Fire has agreed to another extension of time
2 for Markel to respond to the Counterclaim;

3 THEREFORE, Markel and U.S. Fire stipulate and request that this Court order that the
4 time for Markel to respond to U.S. Fire's Counterclaim is extended to October 17, 2008.
5

6 Dated: September 17, 2008

LONG & LEVIT LLP

8 By /s/

9 IRENE K. YESOWITCH
10 Attorneys for Defendant,
11 MARKEL AMERICAN
INSURANCE COMPANY

12 Dated: September 17, 2008

SQUIRE, SANDERS & DEMPSEY L.L.P.

14 By /s/

15 ANDREW L. CHANG
16 Attorneys for Defendant and Counter-
Claimant UNITED STATES FIRE
INSURANCE COMPANY

17 IT IS SO ORDERED
18

19 DATED: _____
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21 HON. SAUNDRA BROWN ARMSTRONG
22 United States District Court Judge
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